

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

KAMRAN MAJEED,

Plaintiff,

v.

CHRISTOPHER WRAY, Director of the
Federal Bureau of Investigation, in his official
capacity;

CHARLES H. KABLE, Director of the
Terrorist Screening Center; in his official
capacity;

DEBORAH MOORE, Director, Transportation
Security Redress (OTSR), Transportation
Security Administration (TSA), United States
Department of Homeland Security (DHS), and
Director of the DHS Traveler Redress Inquiry
Program (DHS TRIP); in his official capacity;

NICHOLAS J. RASMUSSEN, Director of the
National Counterterrorism Center, in
his official capacity;

DAVID P. PEKOSKE, Administrator,
Transportation Security Administration
(TSA), United States Department of
Homeland Security (DHS); in his official
capacity;

KEVIN K. MCALEENAN, Acting Commissioner
United States Customs and Border Protection;
in his official capacity, and,

Defendants.

Case No. 18-cv-10784
Hon. Judge Bernard A. Friedman

NOTICE REGARDING NEW FACTUAL DEVELOPMENTS
BEARING ON THE SCOPE OF EMERGENCY RELIEF SOUGHT

Plaintiffs, by and through the undersigned counsel, hereby file this Notice to inform the Court of recent factual developments bearing on the scope of the emergency relief sought. Since the filing of the complaint, there have been two significant factual developments. First, the Defendants have issued a letter to Plaintiffs' counsel which indicates that they will allow him to board a flight back to the United States if that flight meets certain conditions. Attached as Exhibit A, this March 20, 2018 letter amounts to a concession that the Plaintiff is not too dangerous to board a flight back to the United States and acknowledges that the federal government intends to allow him, eventually, to fly home to Michigan to be reunited with his four-year-old US citizen son and his US citizen wife. Second, Plaintiff has purchased—after Western Union impounded funds wired to him, likely as an automated result of his watchlisting—a flight departing Pakistan on March 28, 2018 that complies with all conditions the defendants set out in their letter, aside from the two-week advance notice defendants sought. Plaintiff has already provided this flight to the defendants, attached as Exhibit B, so the defendants have been given one-week notice of his flight.

This March 28th flight is the last date the plaintiff can leave Pakistan and arrive in the United States before he is subject to a government-imposed presumption that he has abandoned his lawful permanent resident status, which puts him at risk for arrest and deportation, and a government-imposed presumption that he has broken his continuous presence in the United States, which imperils his naturalization application.

These two factual developments have narrowed the dispute insofar as the defendants have indicated that they will allow Kamran Majeed to board a flight to the United States. However, Plaintiff seeks emergency relief to compel the defendants to allow him to board his March 28th flight, while the defendants seek to impose a two-week advance notice requirement that, in this

particular situation, would impose on Plaintiff a presumption that he has abandoned his green card and imperil his naturalization application. Additionally, because defendants can use Plaintiff's time abroad as an excuse to deny him entry, Plaintiff seeks emergency relief compelling the defendants to allow him to enter the United States on his green card.

Respectfully submitted,

CAIR LEGAL DEFENSE FUND

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Date: March 22, 2018

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2018, I electronically filed the foregoing by using the Court's ECF system. I further certify that all participants in the case are registered ECF users and will be electronically served by the Court's ECF notification system.

CAIR LEGAL DEFENSE FUND

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